| | | . COMBINED D | ECLARATION AN | D POWER | OF ATTORN | EY. | | | |
|----------------------|--|---|---|---|---|-------------------------------|-----------------------------------|-----------------------------|---------------|
| As the | below name | ed inventor, I he | reby declare tha | at: | | | | - | • |
| name. | My reside | nce, post office | address, and | citizens | nip are as | stated h | celow nex | t to m | Ŋ |
| below) subjec | or an ori | I am the origi ginal, first and nich is claimed a | l joint inventor | (if plu | ural names a | re list | ed below) | of th | ne |
| | | <u>.</u> | AERATION S | SYSTEM | | | | | |
| the sp | ecification | of which is att | ached hereto unl | less the | following bo | ox is che | ecked: | | |
| | was filed | l on onal Application (if applic | | | Application | | | or PC nded c | |
| identi above. | fied speci | state that I h fication, includ | ave reviewed a ing the claims | and unde: , as ame | rstand the ended by any | contents y amendn | s of the ment refe | above rred t | ;- ;0 |
| define | I acknowle d in 37 CFF | edge the duty to !§ 1.56. | disclose inform | nation wh | ich is mate | rial to | patentab: | ility a | ıs |
| Internalisted patent | oreign appl ational app below and or invent | claim foreign pri ication(s) for p dication which do have also identi- or's certificate e application on | patent or inventesignated at lead fied below, by o s, or PCT Inte | tor's ce ast one c checking rnationa | ertificate, ountry other the box, any l application | or § 36 than th foreign | 5(a) of ne United n applica | any PC States tion fo | T ;, or |
| Prior : | Foreign App | olication(s) | · | | | Priorit | y Not Cla | imed | |
| (N | umber) | (Country) | (Day/Mont | h/Year F | iled) | | | | |
| (N | umber) | (Country) | (Day/Mont | h/Year F | iled) | | | | |
| applic | I hereby (ation(s) li | claim the benefit sted below. | under 35 U.S.C | C. § 119(| e) of any U | nited St | ates pro | risiona | 1 |
| | (Applicat | cion Number) | | | (Fi | ling Dat | :e) | | |
| | (Applicat | cion Number) | | | (Fi | ling Dat | :e) | | |

LITMAN LAW OFFICES, LTD. P.O. BOX 15035 ARLINGTON, VA 22215 (703) 486-1000

BEST AVAILABLE CO.

JAN-13-04 10:27 FROM T-592 P.017 F-653

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(e) of any RCT International application designating the United States, listed below and, interfar as the subject matter of each of the claims of this application is not disclosed in the prior United States or FCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112. I acknowledge the duty to discusse information which is material to parentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

(Filing Date) (Status: patented, pending, abendoned) (Application No.) (Application No.) (Status: patented, pending, abandoned) (Filing Date)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office conrected therewith.

Richard C. Litnen:

Registration No. 30,868

Direct all telephone calls to:

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I horeby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful felse statements and the like so: made are punichable by fine or imprisonment, or both, under Section 1001 of Title 18 of the thited States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole or First Inventor: MICHAEL J. KAUFMAN

Signature:

Country of Citizenship:

U.S.A.

Residence: 265 Four Seasons Road, Boswell, PA 15531

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JAN-13-04

10:28 FROM-

T-582 P 018 F-653

Attorney Docket No. 16079.01

verified statement (declaration) claiming small entity status (37 CFR 1.9(f) and 1.27(b)) -- INDEPENDENT INVENTOR

As the below memed inventor, I heraby declare that I qualify as an independent inventor as defined in 37 GR 1.9 (c) for purposes of paying reduced fees under section 41. (a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled below and in:

TITLE OF INVENTION

AERATION AND MIXING TROUGH

the specification filed herewith.

I have not assigned, granted, conveyed, or licensed and an under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9 (c) if that person had made the invention, or to any exacern which would not qualify as a small business. concern under 37 CFR 1.9 (d) or a nonprofit organization under 37 CFR 1.9 (e).

Rach person, concern or organization to which I have assigned, granted, conveyed, or licensed or an under an obligation under contract or law to assign, grant, convey, or license; any rights in the invention is listed below:

X no such person, concern or organization

I admovledge the only to file, in this application or patent, notification of any charge in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the . date on which status as a small business entity is no longer appropriate. (37 CFR 1.38 (b)).

I hereby declare that all statements much herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

MICHAEL J. KAUPMAN

Name of Sole or First

Date 1/26/04

LITHAN LAW OFFICES, LTD. P.O. 803 15035 ARLINGTON, VA 22215 .703; 405 1000

BEST AVAILABLE LE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF:

APPLICANT : MICHAEL J. KAUFMAN

SERIAL NO. : Unassigned ART UNIT: Unassigned

FILED : Herewith EXAMINER: Unassigned

FOR : AERATION AND MIXING TROUGH

ASSISTANT COMMISSIONER OF PATENTS

WASHINGTON, DC 20231

Sir:

ASSOCIATE POWER OF ATTORNEY AND APPOINIMENT OF AGENTS 37 C.F.R. 1.34(b)

Please recognize as Associate Attorneys in this case:

| John Remon Wenzel | Reg. | No. | 24,768 |
|---------------------|------|-----|--------|
| Charles K. Friedman | Reg. | No. | 39,195 |
| Robert B. Lyons | Reg. | No. | 40,708 |
| Paula L. Craig | Reg. | No. | 40,295 |
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| Scott Tulino | Reg. | No. | 48,317 |

Please recognize as Associate Agents in this case:

| Dolph H. Torrence | · Reg. No. 34,501 |
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The addresses and phone numbers of the above Attorneys and Agents are the same as that of the undersigned Principal Attorney.

All previous Associate Powers are hereby revoked.

Please address all correspondence in this application to the undersigned Principal Attorney.

Respectfully submitted,

Richard C. Litman

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